

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

MU QUAN WANG

Petitioner,

Civil No. 05-71367
Hon. John Feikens

v.

CAROL JENIFER, District Director,
United States Citizenship and Immigration
Services – Detroit Office; EDUARDO AGUIREE,
Director, United States Citizenship and
Immigration Services; MICHAEL CHERTOFF,
Secretary, Department of Homeland Security;
ALBERTO GONZALEZ, U.S. Attorney General,

Respondents.

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TEMPORARY RESTRAINING ORDER

I find that I have jurisdiction to determine whether or not I have jurisdiction. Florida Dept. of State v. Treasure Salvors, Inc., 458 U.S. 670 (1982) (“It is axiomatic that the federal courts have jurisdiction to determine jurisdiction.”) In order to preserve the status quo, I hereby GRANT a temporary stay of any deportation proceedings of Petitioner until Tuesday, April 26, 2005 at 2 p.m., as consented to by all parties.

Petitioners’ brief on the issue of jurisdiction are due by April 18, 2005. The response is due on April 22, 2005. The hearing on the issue of jurisdiction will be held on April 26, 2005 at 2 p.m.

IT IS SO ORDERED.

___/s/ John Feikens_____
John Feikens
United States District Judge

Date: __April 14, 2005_____